

#4



Attorney Docket: 225/49317
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: CHRISTOF CALLSEN ET AL.

Serial No.: Unassigned

Filed: NOVEMBER 15, 2000

Title: ASSEMBLED EXPANDING LANCE

PETITION TO THE COMMISSIONER UNDER 37 C.F.R. §1.181(a)(3)
TO REINSTATE APPLICATION ABANDONED DUE TO PTO ERROR

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

RECEIVED
10 SEP 2001
Legal staff
International Division

Applicants respectfully petition under 37 C.F.R.
§1.181(a)(3) to reinstate the above application.

Applicants received a Notification of Abandonment mailed August 6, 2001. For the following reasons, this Notification of Abandonment should be withdrawn and the application reinstated.

The Notification of Abandonment states that there was no response to a Missing Requirements Notification (Form PCT/DO/EO/905) mailed December 14, 2000. However, the office of the undersigned has no record of ever having received the Missing Requirements Notification from the U.S. Patent and Trademark Office, or any other correspondence prior to the receipt of the Notification of Abandonment dated August 6, 2001.

The office of the undersigned has a regular procedure for the receipt, opening and docketing of mail from the U.S. Patent and Trademark Office. There is no reason to believe that those procedures were departed from in or around December 2000 as USPTO mail was regularly received and docketing before and after that month as well as during that month. These procedures would require the docketing of the due date for a response to any Missing Requirements Notification.

Upon receipt of the Notification of Abandonment dated August 6, 2001, an investigation was conducted of the computer docketing system and of various files in the office of the undersigned without finding evidence of the receipt of the Missing Requirements Notification.

Under normal circumstances, Applicants would await receipt of the Missing Requirements Notification before submitting the executed forms. However, in the present case, Applicants are filing concurrently herewith the executed Declaration and Power of Attorney and Assignment forms.

Applicants respectfully request the reinstatement of the above-identified application and await a Notice of Acceptance Notification. If there are any questions regarding this application, a telephone call to the undersigned would be appreciated since this should expedite the prosecution of the application for all concerned.

If necessary, please charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1323 (Docket #225/49317).

Respectfully submitted,

August 17, 2001

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